

IN THE COURT OF CRIMINAL APPEALS OF TENNESSEE
AT JACKSON
Assigned on Briefs February 03, 2015

PHILANDER BUTLER v. STATE OF TENNESSEE

Appeal from the Criminal Court for Shelby County
No. 8808249, 9004544, 9006943 James M. Lammey, Judge

No. W2014-01366-CCA-R3-CO - Filed July 14, 2015

CAMILLE R. MCMULLEN, J., dissenting.

For reasons stated in State v. Kevin M. Thompson, No. E2014-01358-CCA-R3-CD, 2015 WL 1548852 (Tenn. Crim. App. Apr. 1, 2015), and State v. Sean Blake, No. W2014-00856-CCA-R3-CO, 2015 WL 112801 (Tenn. Crim. App. Jan. 8, 2015), I would remand this matter to the trial court for appointment of counsel if the Defendant is indigent and an evidentiary hearing pursuant to Tennessee Rule of Criminal Procedure 36.1. Accordingly, I respectfully dissent.

CAMILLE R. MCMULLEN, JUDGE